Case 08-01949-dd Doc 1 Filed 04/03/08 Entered 04/03/08 13:35:28 Desc Main 4/03/08 1:34PM Document Page 1 of 20

| B1 (Official | Form 1)(1/0 | 08) | | | | oannon | | .go <u>+</u> 0. | | | | |
|---|--|--|--|---|---|--|---|--|--|--|---|--|
| | | | United Di | | | ruptcy Carolin | | | | | Vo | luntary Petition |
| Name of Debtor (if individual, enter Last, First, Middle): Greene, Nathaniel Joseph | | | | | Name of Joint Debtor (Spouse) (Last, First, Middle): Greene, Cynthia Singleton | | | | | | | |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): | | | | | | used by the J maiden, and | | | 8 years | | | |
| Last four di | igits of Soc. (a one, state all) | Sec. or Indi | vidual-Taxp | ayer I.D. (| (ITIN) No./ | Complete E | (if mo | our digits or than one, s | | · Individual- | Taxpayer I | .D. (ITIN) No./Complete EIN |
| | ress of Debto I Iris Cour bia, SC | | Street, City, | and State) |): | ZIP Code | Street 22 Co | | Joint Debtor Court | (No. and St | reet, City, | and State): ZIP Code |
| County of I | Residence or | of the Princ | cipal Place o | of Busines: | | 29209 | | y of Reside | ence or of the | Principal Pla | ace of Bus | 29209 iness: |
| Mailing Ad | ldress of Deb | otor (if diffe | rent from str | reet addres | ss): | | Mailii | ng Address | of Joint Debt | or (if differe | nt from str | eet address): |
| | | | | | Г | ZIP Code | : | | | | | ZIP Code |
| | f Principal As t from street | | | r | | | | | | | | 1 |
| Type of Debtor (Form of Organization) (Check one box) ■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. □ Corporation (includes LLC and LLP) □ Partnership □ Other (If debtor is not one of the above entities, check this box and state type of entity below.) | | | Nature of Business (Check one box) Health Care Business Single Asset Real Estate as def in 11 U.S.C. § 101 (51B) Railroad Stockbroker Commodity Broker Clearing Bank Other Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organiz under Title 26 of the United St Code (the Internal Revenue Co | | s defined r e) anization d States | defined "incurr | the I er 7 er 9 er 11 er 12 | Petition is Fi | hapter 15 l a Foreign hapter 15 l a Foreign e of Debts k one box) | Petition for Recognition Main Proceeding Petition for Recognition Nonmain Proceeding | | |
| ☐ Filing F attach s is unab | ing Fee attac Fee to be paic igned applicate le to pay fee Fee waiver re signed applica | hed I in installmation for the except in in | e court's con stallments. I | ne box) able to incesideration Rule 1006 | lividuals on certifying t (b). See Offi | aly). Must hat the debt icial Form 3A only). Must | Check | Debtor is if: Debtor's a to insiders all applica A plan is Acceptano | a small busin not a small bu aggregate nor s or affiliates) ble boxes: being filed w ces of the plan | usiness debto accontingent l are less than ith this petiti n were solici | s defined in or as defined iquidated on \$2,190,0 on. | n 11 U.S.C. § 101(51D). ed in 11 U.S.C. § 101(51D). debts (excluding debts owed 00. ition from one or more S.C. § 1126(b). |
| ☐ Debtor ☐ Debtor there w | Administrat estimates tha estimates tha ill be no fund | t funds will t, after any ls available | be available | perty is ex | cluded and | administrat | | es paid, | | THIS | S SPACE IS | FOR COURT USE ONLY |
| Estimated I | Number of Ci 50- 99 | reditors 100- 199 | □ 200- 999 | 1,000- 5,000 | 5,001- 10,000 | 10,001- 25,000 | 25,001- 50,000 | 50,001- 100,000 | OVER 100,000 | | | |
| Estimated A \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | \$100,000,000 to \$500 million | \$500,000,001 to \$1 billion | More than \$1 billion | | | |
| Estimated I | Liabilities \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | \$100,000,000 to \$500 million | \$500,000,001 to \$1 billion | | | | |

Case 08-01949-dd Doc 1 Filed 04/03/08 Entered 04/03/08 13:35:28 Desc Main 4/03/08 1:34PM Document Page 2 of 20

Page 2 of 20 B1 (Official Form 1)(1/08) Name of Debtor(s): Voluntary Petition Greene, Nathaniel Joseph Greene, Cynthia Singleton (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Location Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. \mathbf{X} /s/ J STEVEN HUGGINS April 3, 2008 Signature of Attorney for Debtor(s) (Date) **J STEVEN HUGGINS 7089** Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ■ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

B1 (Official Form 1)(1/08)

Document

Page 3 of 20

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):

Greene, Nathaniel Joseph Greene, Cynthia Singleton

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

\chi /s/ Nathaniel Joseph Greene

Signature of Debtor Nathaniel Joseph Greene

X /s/ Cynthia Singleton Greene

Signature of Joint Debtor Cynthia Singleton Greene

Telephone Number (If not represented by attorney)

April 3, 2008

Date

Signature of Attorney*

X /s/ J STEVEN HUGGINS

Signature of Attorney for Debtor(s)

J STEVEN HUGGINS 7089

Printed Name of Attorney for Debtor(s)

MOSS & ASSOCIATES, ATTORNEYS P.A.

Firm Name

816 ELMWOOD AVENUE COLUMBIA, SC 29201

Address

Email: JASON@MOSSATTORNEYS.COM (803)-933-0202 Fax: (803)-933-9941

Telephone Number

April 3, 2008

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

 \mathbf{X}

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

99-10265-wb Nathaniel Greene

Case type: bk Chapter: 13 Asset: Yes Vol: v Chief Judge: Wm. Thurmond Bishop

Date filed: 11/26/1999 **Date discharged:** 10/27/2004 **Date terminated:** 10/27/2004 **Date of last filing:** 10/27/2004

Query

Alias

Trustee

Associated Cases

Claims Register

Attorney

Case Summary

Creditor

Deadline/Schedule
Docket Report ...

Filers

History/Documents

Notice of Bankruptcy Case Filing

Party

Related Transactions

Status

95-74809-wb Nathaniel Joseph Greene

Case type: bk Chapter: 13 Asset: Yes Vol: v Chief Judge: Wm. Thurmond Bishop

Date filed: 09/07/1995

Date terminated: 10/08/1999 **Date of last filing:** 10/08/1999

Query

Alias

<u>Trustee</u>

Associated Cases

Claims Register

Attorney

Case Summary

Creditor

Deadline/Schedule
Docket Report ...

<u>Filers</u>

History/Documents

Notice of Bankruptcy Case Filing

Party

Related Transactions

Status

U.S. Party/ Case Index

Bankruptcy SSN/TIN Search Results

2 Total Party matches for selection Search Complete LL COURTS

Mon Mar 24 07:17:10 2008

Selections 1 through 2 (Page 1)

Download (1 pages \$ 0.00)

Name

Court Case No.

Filed

Chapter

1 GREENE, NATHANIEL

scbke 99-10265 11/26/1999

13

2 GREENE, NATHANIEL JOSEPH scbke 95-74809 09/07/1995

13

| PACER Service Center | | | | | |
|-----------------------------------|--------|------------------|------|--|--|
| Transaction Receipt | | | | | |
| 03/24/2008 07:17:10 | | | | | |
| PACER Login: | mr0601 | Client Code: | | | |
| Description: Bankruptcy srch pg 1 | | Search Criteria: | | | |
| Billable Pages: | 1 | Cost: | 0.08 | | |

U.S. Party/Case Index - Home

Search: All Court Types | Appellate | Bankruptcy | Civil | Criminal

Reports: Court Code List | Date Range | Courts not on Index | Statistical Reports User Options: Change Client Code | New Login | Billing History | PSC Home Page |

E-Mail PSC | Logout

??? Help

Sorry, no person found

| PACER Service Center | | | | | | |
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| 03/24/2008 08:16:10 | | | | | | |
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U.S. Party/Case Index

Bankruptcy SSN/TIN Search Results

r ALL COURTS

0 Total Party matches for selection Search Complete Mon Mar 24 07:17:28 2008 No Matches Found

Download (1 pages \$ 0.00)

| | PACER Servi | ce Center | | | |
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| Transaction Receipt | | | | | |
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| PACER Login: | mr0601 | Client Code: | | | |
| Description: | Bankruptcy srch pg 1 | Search Criteria: | | | |
| Billable Pages: | 1 | Cost: | 0.08 | | |

U.S. Party/Case Index - Home

Search: All Court Types | Appellate | Bankruptcy | Civil | Criminal

Reports: Court Code List | Date Range | Courts not on Index | Statistical Reports

User Options: Change Client Code | New Login | Billing History | PSC Home Page |

E-Mail PSC | Logout

??? Help

Case 08-01949-dd Doc 1 Filed 04/03/08 Entered 04/03/08 13:35:28 Desc Main

Document Page 9 of 20

Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court District of South Carolina

| | | District of South Caronna | | |
|-------|--------------------------|---------------------------|----------|----|
| | Nathaniel Joseph Greene | | | |
| In re | Cynthia Singleton Greene | | Case No. | |
| | | Debtor(s) | Chapter | 13 |
| | | | - | |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.1

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

Official Form 1, Exh. D (10/06) - Cont.

| ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable |
|---|
| statement.] [Must be accompanied by a motion for determination by the court.] |
| ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or |
| mental deficiency so as to be incapable of realizing and making rational decisions with respect to |
| financial responsibilities.); |
| ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being |
| unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or |
| through the Internet.); |
| ☐ Active military duty in a military combat zone. |
| ☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling |
| requirement of 11 U.S.C. § 109(h) does not apply in this district. |

I certify under penalty of perjury that the information provided above is true and correct.

| Signat | ure of Debtor: | /s/ Nathaniel Joseph Greene | | |
|--------|----------------|-----------------------------|--|--|
| | _ | Nathaniel Joseph Greene | | |
| Date: | April 3, 2008 | | | |

Case 08-01949-dd Doc 1 Filed 04/03/08 Entered 04/03/08 13:35:28 Desc Main

Document Page 11 of 20

Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court District of South Carolina

| | | District of South Caronna | | |
|-------|--------------------------|---------------------------|----------|----|
| | Nathaniel Joseph Greene | | | |
| In re | Cynthia Singleton Greene | | Case No. | |
| | | Debtor(s) | Chapter | 13 |
| | | | - | • |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.1

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

Case 08-01949-dd Doc 1 Filed 04/03/08 Entered 04/03/08 13:35:28 Desc Main Document Page 12 of 20 Posc Main Page 12 of 20

Official Form 1, Exh. D (10/06) - Cont.

I certify under penalty of perjury that the information provided above is true and correct.

| Signature of Debtor: _ | /s/ Cynthia Singleton Greene | | |
|------------------------|------------------------------|--|--|
| | Cynthia Singleton Greene | | |
| Date: April 3, 2008 | | | |

Case 08-01949-dd Doc 1 Filed 04/03/08 Entered 04/03/08 13:35:28 Desc Main Document Page 13 of 20
United States Bankruptcy Court
District of South Carolina

| | Nathaniel Joseph Greene | | | |
|-------|--------------------------|-----------|----------|----|
| In re | Cynthia Singleton Greene | | Case No. | |
| | | Debtor(s) | Chapter | 13 |

| | Debto | r(s) Chapt | er | 13 | |
|-----|--|---|---------------------------------|--|-----------|
| | DISCLOSURE OF COMPENSATION O | F ATTORNEY FOR | DE | CBTOR(S) | |
| 1. | 1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I ce compensation paid to me within one year before the filing of the petition be rendered on behalf of the debtor(s) in contemplation of or in connection | in bankruptcy, or agreed to b | e pai | d to me, for services rende | |
| | For legal services, I have agreed to accept | \$ | | 3,000.00 | |
| | Prior to the filing of this statement I have received | \$ | | 1,025.00 | |
| | Balance Due | \$ | | 1,975.00 | |
| 2. | 2. \$ 274.00 of the filing fee has been paid. | | | | |
| 3. | 3. The source of the compensation paid to me was: | | | | |
| | ■ Debtor □ Other (specify): | | | | |
| 4. | 4. The source of compensation to be paid to me is: | | | | |
| | ■ Debtor □ Other (specify): | | | | |
| 5. | 5. I have not agreed to share the above-disclosed compensation with any | other person unless they are | meml | pers and associates of my | law firm. |
| | ☐ I have agreed to share the above-disclosed compensation with a perso copy of the agreement, together with a list of the names of the people | | | | rm. A |
| 6. | 6. In return for the above-disclosed fee, I have agreed to render legal service a. Analysis of the debtor's financial situation, and rendering advice to the b. Preparation and filing of any petition, schedules, statement of affairs a c. Representation of the debtor at the meeting of creditors and confirmate d. [Other provisions as needed] Negotiations with secured creditors to reduce to mark reaffirmation agreements and applications as needed; 522(f)(2)(A) for avoidance of liens on household goods | e debtor in determining whether nd plan which may be required on hearing, and any adjourned et value; exemption plant preparation and filing of | er to f d; d hea ning; | file a petition in bankruptorings thereof; preparation and filing | ı of |
| 7. | 7. By agreement with the debtor(s), the above-disclosed fee does not include Representation of the debtors in any dischargeability a motions to incur debt, motions to sell property, morate confirmation, motions to reopen, or any other adversar | actions, judicial lien avoid oriums, motions to recons | | | |
| | CERTIFICAT | TION | | | |
| thi | I certify that the foregoing is a complete statement of any agreement or are this bankruptcy proceeding. | rangement for payment to me | for re | presentation of the debtor | (s) in |
| Da | Dated: April 3, 2008 /s/ J 5 | STEVEN HUGGINS | | | |
| | J STE | EVEN HUGGINS 7089 | | /O.D.A | |
| | | S & ASSOCIATES, ATTOR LMWOOD AVENUE | NEY | S P.A. | |
| | COLU | JMBIA, SC 29201 | | | |
| | | 933-0202 Fax: (803)-933 | | 1 | |
| | JASC | N@MOSSATTORNEYS.C | OIVI | | |

UNITED STATES BANKRUPTCY COURT DISTRICT OF SOUTH CAROLINA

NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of Attorney

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

| J STEVEN HUGGINS 7089 | X /s/ J STEVEN HUGGINS | April 3, 2008 |
|--|---|---------------|
| Printed Name of Attorney | Signature of Attorney | Date |
| Address: | | |
| 816 ELMWOOD AVENUE COLUMBIA, SC 29201 (803)-933-0202 | | |
| I (We), the debtor(s), affirm that I (we) h | Certificate of Debtor have received and read this notice. | |
| Nathaniel Joseph Greene | | |
| Cynthia Singleton Greene | X /s/ Nathaniel Joseph Greene | April 3, 2008 |
| Printed Name of Debtor | Signature of Debtor | Date |
| Case No. (if known) | X /s/ Cynthia Singleton Greene | April 3, 2008 |
| · | Signature of Joint Debtor (if any) | Date |

Page 16 of 20 Document

LOCAL OFFICIAL FORM 1007-1(b) TO SC LBR 1007-1

United States Bankruptcy Court District of South Carolina

| | Nathaniel Joseph Greene | | | | |
|-------|--------------------------|-----------|----------|----|--|
| In re | Cynthia Singleton Greene | | Case No. | | |
| | | Debtor(s) | Chapter | 13 | |
| | | | • | | |

CERTIFICATION VERIFYING CREDITOR MATRIX

The above named debtor, or attorney for the debtor if applicable, hereby certifies pursuant to South Carolina Local Bankruptcy Rule 1007-1 that the master mailing list of creditors submitted either on computer diskette, electronically filed via CM/ECF, or conventionally filed in a typed hard copy scannable format which has been compared to, and contains identical orm.

| nform | ation to, the debte | or's schedules, statements and | lists which are being filed at this time or as they currently exist in draft for |
|-------|---------------------|---|--|
| | Master mailing | g list of creditors submitted via | : |
| | (a) | computer diskette | |
| | (b) (numb | scannable hard copy per of sheets submitted | _) |
| | (c) | X electronic version filed | via CM/ECF |
| Date: | April 3, 2008 | | /s/ Nathaniel Joseph Greene |
| | | | Nathaniel Joseph Greene |
| | | | Signature of Debtor |
| Date: | April 3, 2008 | | /s/ Cynthia Singleton Greene |
| | | | Cynthia Singleton Greene |
| | | | Signature of Debtor |
| Date: | April 3, 2008 | | /s/ J STEVEN HUGGINS |
| | | | Signature of Attorney |
| | | | J STEVEN HUGGINS 7089 |
| | | | MOSS & ASSOCIATES, ATTORNEYS P.A. 816 ELMWOOD AVENUE |
| | | | COLUMBIA, SC 29201 |
| | | | (803)-933-0202 Fax: (803)-933-9941 |
| | | | Typed/Printed Name/Address/Telephone |
| | | | 7089 |
| | | | District Court I.D. Number |
| | | | |

ALLSOUTH FEDERAL CREDIT UNION 6923 NORTH TRENHOLM ROAD COLUMBIA SC 29206

AMERICREDIT PO BOX 78143 PHOENIX AZ 85062

ATTORNEY GENERAL OF UNITED STATES 950 PENNSYLVANIA AVE, NW WASHINGTON DC 20530-0001

CARRINGTON MORTGAGE SERVICE PO BOX 79001 PHOENIX AZ 85062

CITIFINANCE 7457 PATTERSON ROAD COLUMBIA SC 29209

CITIFINANCIAL 7457 PATTERSON RAOD SUITE 103 COLUMBIA SC 29209

DELL PREFERRED ACCOUNT PO BOX 6403 CAROL STREAM IL 60197

GMAC MORTGAGE PO BOX 79048 PHOENIX AZ 85062

GREG MCBRIDE 224 SAILING CLUB DRIVE COLUMBIA SC 29229

IRS
PO BOX 21126
PHILADELPHIA PA 19114-0326

MIDLANDS ORTHOPEDICS PO BOX 848539 BOSTON MA 02284 MIDLANDS ORTHOPEDICS PO BOX 848577 BOSTON MA 02284

MOSS & ASSOCIATES, ATTORNEYS, P.A. 816 ELMWOOD AVENUE COLUMBIA SC 29201

PREFERRED CREDIT INC PO BOX 1970 SAINT CLOUD MN 56302

RICHLAND COUNTY PO BOX 11947 COLUMBIA SC 29211

SC DEPT OF REVENUE JOE S. DUSENBURY, JR PO BOX 12265 COLUMBIA SC 29211

US ATTORNEY'S OFFICE ATTN DOUG BARNETT 1441 MAIN ST STE 500 COLUMBIA SC 29201 Document Page 19 of 20

Certificate Number: 02114-sc-cc-003528251

CERTIFICATE OF COUNSELING

I CERTIFY that on <u>03/06/08</u>, at <u>09:30</u> o'clock <u>AM EST</u> CYNTHIA GREENE received from <u>Consumer Credit</u> <u>Counseling Service of Greater Atlanta, Inc.</u>, an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the <u>DISTRICT OF SOUTH CAROLINA</u>, an individual [or group] briefing (including a briefing conducted by telephone or on the Internet) that complied with the provisions of 11 U.S.C. §§ 109(h) and 111. A debt repayment Plan <u>was not prepared</u>. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.

This counseling session was conducted by Internet.

Date: <u>03-06-2008</u> By /<u>s/LAURA SAMPSON</u>

Name LAURA SAMPSON

Title Counselor

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

Document Page 20 of 20

Certificate Number: 02114-sc-cc-003528250

CERTIFICATE OF COUNSELING

I CERTIFY that on <u>03/06/08</u>, at <u>09:30</u> o'clock <u>AM EST</u>, <u>NATHANIEL J GREEN</u> received from <u>Consumer Credit Counseling Service of Greater Atlanta, Inc.</u>, an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the <u>DISTRICT OF SOUTH CAROLINA</u>, an individual [or group] briefing (including a briefing conducted by telephone or on the Internet) that complied with the provisions of 11 U.S.C. §§ 109(h) and 111. A debt repayment Plan <u>was not prepared</u>. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.

This counseling session was conducted <u>by Internet</u>.

Date: <u>03-06-2008</u>

By /s/LAURA SAMPSON

Name LAURA SAMPSON

Title Counselor

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).